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PATENT

Practitioner's Docket No. MP101-010P1RNM

MAY 20 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Curtis, Rory A.J.

Application No.: 10/044,901

Group No.:

Filed: January 10, 2002

Examiner:

For: 58297, AN AMINO ACID TRANSPORTER AND USES THEREFOR

Box Missing Parts

Assistant Commissioner for Patents

Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION
FILED UNDER 37 CFR 1.53(b)**

I.

This replies to the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION
FILED UNDER 37 CFR 1.53(b) (Form PTOL-458) mailed March 20, 2002.

A copy of the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION
FILED UNDER 37 CFR 1.53(b) (Form PTOL-458) is enclosed.

CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) and 1.10*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents,
Washington, D.C. 20231.

37 C.F.R. SECTION 1.8(a)

37 C.F.R. SECTION 1.10*

- ☒ with sufficient postage as first class mail.

☐ as "Express Mail Post Office to Address"
Mailing Label No. _____

TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.


Signature

Date: May 7, 2002

Sean Hunziker

(type or print name of person certifying)

***WARNING:** Each paper or fee filed by "Express Mail" **must** have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. section 1.10(b). "Since the filing of correspondence under section 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

Practitioner's Docket No. MPI01-010P1RNM

COMPLETION OF INFORMALITIES

II.

To complete the informalities noted on the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION FILED UNDER 37 CFR 1.53(b), applicant submits herewith:

(a) ☒ an executed new Declaration, bearing the above application number and filing date, in compliance with 37C.F.R. Section 1.63, and showing the post office address and the city and state or foreign country of applicant's residence

(b) ☐ new drawings complying with the size requirements

WARNING: Where drawings are being submitted, the facsimile transmission procedure of 37 C.F.R. Section 1.8(a) cannot be used. 37 C.F.R. Section 1.6(d)(4).

(c) ☐ new pages_____, which are clear enough to be microfilmed **and** a Statement that New Pages Contain the Same Material as on Deposit

(d) (x) \$130.00 surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application (37 C.F.R. Section 1.16(e))

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 C.F.R. Section 1.16(a)
Total Claims (37 C.F.R. Section 1.16(c))	0	- 20 =	0	\$18.00	\$0.00
Independent Claims (37 C.F.R. Section 1.16(b))	0	- 3 =	0	\$84.00	\$0.00
Multiple Dependent Claim(s), if any (37 C.F.R. Section 1.16(d))	0	\$280.00			\$0.00

Filing Fee Calculation \$0.00

(d) ☐ filing fees in the amount of \$0.00

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EXTENSION OF TIME

III.

The proceedings herein are for a patent application, and the provisions of 37 C.F.R. Section 1.136(a) apply.

- (a) ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. Section 1.17(a)(1)-(5), for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 400.00	\$ 200.00
<input type="checkbox"/> three months	\$ 920.00	\$ 460.00
<input type="checkbox"/> four months	\$ 1,440.00	\$ 720.00
<input type="checkbox"/> five months	\$ 1,960.00	\$ 980.00

Fee \$0.00

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

- ☐ An extension for _____ months has already been secured and the fee paid therefor of \$0.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$0.00

or

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

FEE PAYMENT

IV.

- ☐ Attached is a check in the sum of \$ _____ to cover the surcharge fee due.

- ☒ Charge Account No. 501668 to cover the surcharge fee due.

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- () the sum of \$0.00 for the fee due.
() for any fee which may be due *(see conditional petition above)*.

A duplicate of this transmittal is attached.

May 7, 2002

MILLENNIUM PHARMACEUTICALS, INC.

By 

Jean M. Silveri

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75 Sidney Street

Cambridge, MA 02139

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COPY

UNITED STATES PATENT AND TRADEMARK OFFICE

MAY 20 2002

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/044,901	05/10/2002	Rory A.J. Curtis	MPI2001-010PIR(M)

CONFIRMATION NO. 1217

FORMALITIES LETTER



OC000000007677999

 Millennium Pharmaceuticals, Inc.
 75 Sidney Street
 Cambridge, MA 02139

 COPY OF PAPERS
 ORIGINALLY FILED

Date Mailed: 03/20/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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